

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

|                   |   |           |
|-------------------|---|-----------|
| SEAN KING,        | ) |           |
|                   | ) |           |
| Plaintiff,        | ) | 8:04CV318 |
|                   | ) |           |
| v.                | ) |           |
|                   | ) |           |
| WEST CORPORATION, | ) | ORDER     |
|                   | ) |           |
| Defendant.        | ) |           |
| _____             | ) |           |

IT IS ORDERED:

The parties' joint motion, filing 104, to alter scheduling order is granted and,

1. Jury trial is continued to 9:00 a.m., November 28, 2005 for a duration of ten days before the Honorable Richard G. Kopf in the Special Proceedings Courtroom, Roman L. Hruska United States Courthouse, **Omaha**, Nebraska. Trial is subject to the prior disposition or continuance of any criminal matters which may be set for that week as well as Hill v. Emergency Dental, 8:04cv613; Ray v. Tyson, 8:05cv113; Perez v. Sony, 8:04cv608; Villalta v. Waller, 8:04cv386; and Carroll v. Allied, 8:04cv344. Jury selection will be held at commencement of trial.

2. The pretrial conference will be held October 17, 2005 at 11:00 a.m. before the undersigned magistrate judge in the chambers of the Special Proceedings Courtroom, **Omaha**, Nebraska.

3. The deposition deadline is continued to August 5, 2005.

4. Other deadlines are set as requested in the parties' motion as follows:

|  |               |
|--|---------------|
| Defendant's Designation of<br>Experts and Expert Reports | June 3, 2005  |
| Designation of Rebuttal Experts                          | June 27, 2005 |
| Parties' Designation of Fact<br>Witnesses                | July 8, 2005  |
| Motions to Compel  | July 8, 2005  |

Daubert Challenges to Expert  
Testimony

August 15, 2005

Identification of and briefing  
regarding the issues of class  
certification, including  
identification of sub-classes,  
trial staging matters, etc.

August 15, 2005

Responses to briefing regarding the  
issues of class certification,  
including identification of  
sub-classes, trial staging  
matters, etc.

September 5, 2005

Motions for Summary Judgment

September 5, 2005

Identification of Trial Exhibits,  
Deposition Testimony, Motions in  
Limine

September 19, 2005

5. All other provisions of the court's order setting this case for trial that are not in conflict with this order shall remain in effect.

DATED this 1<sup>st</sup> day of June, 2005.

BY THE COURT:

s/ *David L. Piester*

David L. Piester  
United States Magistrate Judge